THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.25453 of 2005

Dated: 28-12-2005

Between:

B.Gangireddy and others.

.. PETITIONER

AND

The Managing Director, A.P.Power Generation Corporation Ltd., Vidyutsoudha, Somajiguda, Hyderabad. **.. RESPONDENTS**

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ORDER:

The petitioners are working in various capacities in the Tungabhadra Hydro Electric Scheme, which is partly under the control of the first respondent. They complain that respondents 1 to 3 have promoted R-4 to R-9 to various higher posts, though the latter do not have the requisite qualifications. Another limb of their grievance is that their cases are not being considered against the existing vacancies for promotion. The writ petition came up for admission on 30-11-2005. Counsel for the petitioner is permitted to take out personal notice and the learned Standing Counsel was directed to obtain instructions or to file counter affidavit, as the case may be. Today, the learned Standing Counsel has placed before this court, certain documents and made submissions on the instructions received by her.

Heard the learned counsel for the petitioners and the learned Standing Counsel for the respondents.

Except making an allegation that respondents 4 to 9 do not have the requisite qualifications, the petitioners did not place any material before this court, to substantiate their allegation.

From the documents filed on behalf of the respondents, it is clear that respondents 4 to 9 have fulfilled the requisite qualifications for being promoted to the post of Mechanical Grade-I or other similar posts. The petitioners do not dispute that respondents 4 to 9 are seniors to them. Once it has emerged that the promotions were made duly following the relevant rules and after ensuring that the candidates possessed requisite qualifications, the petitioners cannot have any grievance.

So far as the claim of the petitioners for being promoted against the existing vacancies is concerned, they have to wait for their turn, for this purpose. Mere existence of vacancies does not, by itself, confer any right on any individual.

Therefore, the writ petition is disposed of, directing that respondent 1 to 3 shall consider the cases of the petitioners for promotion to the next higher post, as and when, their turn comes, after verifying the qualifications held by the petitioners. No order as to costs.

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28-12-2005

Prv